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DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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IN THE MATTER OF:

Pure Hospitality, LLC t/a Bandolero 3241 M Street, NW Retailer CR - ANC-2E License No. 75631 Case #13-PRO-00066

Protest Hearing

(Renewal Application)

March 5, 2014

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson DONALD BROOKS, Member MIKE SILVERSTEIN, Member HECTOR RODRIGUEZ, Member JAMES SHORT, Member

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1	P-R-O-C-E-E-D-I-N-G-S
2	(2:47 p.m.)
3	CHAIRPERSON MILLER: So you all
4	are here for, I assume, Case No. 13-PRO-00066,
5	Bandolero located at 3241 M Street, N.W.,
6	License No. 75631, in ANC-2E.
7	So when you are ready, if you
8	would identify yourself for the record,
9	please?
10	MR. KLINE: Yes. Good afternoon,
11	Andrew Kline on behalf of the licensee.
12	Seated to my left are Bethany and Jonathan
13	Umbel, who is also the licensee.
14	CHAIRPERSON MILLER: Okay. And be
15	sure to sign-in, too. Thank you. All right.
16	And?
17	MS. THOMAS-WILLIFORD: Hi. Good
18	afternoon. Kwamina Williford from Holland &
19	Knight on behalf of the protestant 2441 Bond
20	Street Equities, LLC. To my right is a
21	representative for that the protestant, Max
22	Wexler Matt Wexler.

Page 3 1 CHAIRPERSON MILLER: Okay. So you all are here for a Protest Hearing. 2 3 Is there a preliminary issue? MS. THOMAS-WILLIFORD: Yes. 4 Yes, there is a preliminary matter that we would 5 like to bring to the Board's attention. 6 In particular, the protestant and 7 licensee would like to jointly move to 8 continue this Protest Hearing, the basis of 9 10 which is the parties have been in negotiations 11 and are close to reaching a global settlement related that would include this and we think 12 13 that there is good progress made towards that. Our fear is pushing forward with 14 this Protest Hearing may actually throw some 15 salt in the wounds and may throw off 16 17 negotiations, which we hope does not happen. So in the interest of trying to 18 have these matters resolved, the parties have 19 20 agreed to jointly move to try to continue this 21 if the Board so agrees or approves. 22 MR. KLINE: Yes, and I agree. But

Page 4 1 just to fill in the blanks --CHAIRPERSON MILLER: Um-hum. 2 3 MR. KLINE: -- because it may not be clear, we haven't gotten that far. 4 are actually several other actions between 5 these two parties in other arenas before other 6 bodies, so this is merely one. 7 So what Ms. Williford was 8 9 referring to is that all of these actions, if 10 they were to be settled, would be settled 11 including this one. And we did join in the request that the hearing be continued. 12 13 CHAIRPERSON MILLER: Okay. I'm just curious. Is there a time frame when you 14 expect within a certain amount of months or 15 16 anything? 17 MS. THOMAS-WILLIFORD: Well, at this time, it's hard to have a time frame. 18 Ι do know that they are actually very close, 19 20 which is significant progress. 21 CHAIRPERSON MILLER: Okay. 22 MS. THOMAS-WILLIFORD: And so our

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1	goal and our hope is that this will end soon,
2	but I can't tell you an exact date, as I'm not
3	the lawyer negotiating it on the other side,
4	but I know that there is good faith efforts on
5	both sides to resolve this quickly.
6	CHAIRPERSON MILLER: Okay. Well,
7	that's good to hear. So this is a joint
8	motion for continuance?
9	MR. KLINE: Yes, it is.
10	CHAIRPERSON MILLER: Okay. Board
11	Members have any other questions? Okay. So
12	we have before us a joint motion for a
13	continuance.
14	I would move that we grant the
15	motion.
16	MEMBER SHORT: Second.
17	CHAIRPERSON MILLER: Mr. Short has
18	seconded the motion to grant. I'll take a
19	vote then.
20	All those in favor say aye.
21	ALL: Aye.
22	CHAIRPERSON MILLER: All those

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1	opposed? All those abstaining? Then the
2	motion passes 5-0-0.
3	And we won't give you a date right
4	now. You can be in touch with our General
5	Counsel, Martha Jenkins.
6	MR. KLINE: Sure.
7	CHAIRPERSON MILLER: Okay.
8	MR. KLINE: Great.
9	CHAIRPERSON MILLER: Well, thank
10	you.
11	MR. KLINE: Thank you.
12	CHAIRPERSON MILLER: Best of luck.
13	MS. THOMAS-WILLIFORD: Thank you
14	very much.
15	MR. KLINE: Enjoy your free
16	afternoon that we have created for you.
17	(Whereupon, the Protest Hearing in
18	the above-entitled matter was concluded at
19	2:50 p.m.)
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